

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

GOLDEN BETHUNE-HILL, *et al.*,

Plaintiffs,

v.

VIRGINIA STATE BOARD OF ELECTIONS,  
*et al.*,

Defendants.

Civil Action No. 3:14-cv-00852-REP-AWA-BMK

**PLAINTIFFS' OBJECTIONS TO DISCOVERY DESIGNATIONS**

Pursuant to Paragraph 10(c) of the Court's July 13, 2017 Order (Dkt. No. 173), Plaintiffs object to the introduction of certain discovery materials designated by Defendant-Intervenors ("Intervenors"). Specifically, Plaintiffs object to the following discovery designations:

Document	Designations	Basis for Objection
Transcript of Deposition of Christopher Michael Marston (May 18, 2015)	47:16 to 48:15	Federal Rules of Evidence 401, 403, and 802; improper use of attorney-client privilege. To the extent that Intervenors have designated this portion of Mr. Marston's deposition to support an advice-of-counsel defense, they have waived the privilege with respect to all underlying communications and should be required to produce those communications or withdraw the designation.

Pursuant to Paragraph 10(d) of the Court's July 13, 2017 Order, Plaintiffs will meet and confer with Intervenors regarding discovery designations no later than September 21, 2017. If any objections remain after that conference, then Plaintiffs will brief those objections and file briefs no later than September 25, 2017 (opening briefs) and September 27, 2017 (reply briefs).

Dated: September 18, 2017

Respectfully submitted,

By: /s/ Aria Branch

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*Attorneys for Plaintiffs*

**CERTIFICATE OF SERVICE**

On September 18, 2017, I caused to be served upon counsel of record, at the address stated below, via the method of service indicated, a true and correct copy of the above objections to discovery designations.

**VIA ELECTRONIC MAIL**

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